IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.380 OF 2006

Shailesh C. Nandu ...Plaintiff

v/s

M/s Beauty Silk and others ...Defendants

Mr T.G. Vora i/b M/s Tamhane and Co. for Plaintiff.

Mr S.R. Saudagar for Defendants.

CORAM : D.K. DESHMUKH J.

DATE : 3RD JULY 2006.

P.C. :-

1. In view of the statement made by the learned counsel appearing for defendants that the defendant Nos.3 and 5 are not partners of the defendant No.1 firm, on a motion made by the learned counsel appearing for plaintiff, names of defendant Nos.3 and 5 are permitted to be deleted.

2. The defendant Nos.1, 2 and 4 admit the suit claim. Hence decree on admission in terms of prayer clauses (a) and (b) against defendant Nos.1, 2 and 4.
Refund of court fees as per rules.

3. By consent of parties, the defendants are directed to pay the decretal amount in the following manner :-

. For a period of six months from September 2006, the defendants shall pay to the plaintiff Rs.20,000/-. Each monthly instalment shall be payable on or before 15th day of each calendar month. After expiry of the period of six months from September 2006, the balance decretal amount shall be payable by the defendants by monthly instalment of Rs.30,000/- p.m. In case the defendants commit any two default in payment of

decretal amount, the entire decretal amount shall become recoverable. Suit is disposed off.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.